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Patent
Docket N .: 53321USA9B/610

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Craig S. Chamberlain, et al.Serial No.: 09/358,738
Filed: 7/21/99
For: METHOD FOR MEASURING
STRESS LEVELS IN
POLYMERIC
COMPOSITIONSGroup Art Unit: 1743
Examiner: DUE DATE(S) RES
ATTORNEY
DOCKETED andReply to "Notice to File Missing Parts of Application"Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231ATTENTION: Application Processing Division
Special Processing and Correspondence Branch

This is in response to the Notice to File Missing Parts of Application Filing Date Granted mailed on August 19, 1999. The Notice indicates that the Oath or Declaration for the above-noted application was missing from Applicants' Transmittal of Application Under 37 C.F.R. 1.53(b). We aver that the appropriate documents, as specified under Rule 1.53(b), were properly filed and thus the Notice to File Missing Parts was improperly issued. A copy of the Notice to File Missing Parts of Application - Filing Date Granted is enclosed.

Attached herewith are documents which states that the Declaration was enclosed:

1. Transmittal of Continuing Patent Application - Rule 1.53(b);
2. Postcard stamped by the Patent Office; and
3. Copy of the Declaration filed in the prior application.

Certificate of Mailing

Pursuant to 37 CFR 1.8 I certify that this correspondence is being deposited on the date indicated below with the United States Postal Service as First Class Mail addressed to the Assistant, Commissioner for Patents, Washington, D.C. 20231

Date:

9/2/99


Signature

Joyce M. Courtney

Since the appropriate Declaration was enclosed to the Patent Office with the Continuing Patent Application - Rule 1.53(b), withdrawal of the Notice to File Missing Parts of Application is respectfully requested. Additionally, the payment of a surcharge of \$130 should not be required. However, if it is determined that additional fees are required, please charge any additional fees to Deposit Account No. 13-3723.

Registration Number	Telephone Number
39,523	(651) 737-9138
Date 7/2/99	

Respectfully submitted,

Signature 
Print Name Brian E. Szymanski

Office of Intellectual Property Counsel
3M Innovative Properties Company
P.O. Box 33427
St. Paul, Minnesota 55133-3427
Enclosures

10/17/99

BES

me



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
097358,738	07/21/99	CHAMBERLAIN	C 53321USA98/nd

0212/0819

BRIAN E SZYMANSKI
OFFICE OF INTELLECTUAL PROPERTY COUNSEL
3M INNOVATIVE PROPERTIES COMPANY
P. O. BOX 33427
ST. PAUL MN 55193-3427

NOT ASSIGNED

1743

DATE MAILED:

08/19/99

NOTICE TO FILE MISSING PARTS OF APPLICATION

Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.138(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$85.00 for a small entity in compliance with 37 CFR 1.27, or ☐ \$120.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☐ non-small entity is \$ 130.00.

☐ 1. The statutory basic filing fee is:

- ☐ missing.
☐ insufficient.

Applicant must submit \$_____ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☐ 2. The following additional claims fees are due:

\$_____ for _____ total claims over 20.

\$_____ for _____ independent claims over 3.

\$_____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☐ is missing or unsigned.
☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

Office of Intellectual Property Counsel
 3M Innovative Properties Company
 PO Box 33427
 St. Paul, Minnesota 55133-3427
 651/733 1500

DUE DATE(S)

ATTORNEY
DOCKETED

BES

PATENT

Docket No.

53321USA9B

Transmittal of Continuing Patent Application - Rule 1.53(b)

Box: Patent Application
 Assistant Commissioner for Patents
 Washington, D.C. 20231

Anticipated Classification

Pursuant to 37 CFR 1.53(b), please file a

- ☐ continuation
☐ continuation-in-part
☒ divisional

application of pending prior Application No. 08/832,652, filed on April 4, 1997.

Inventor(s): Craig S. Chamberlain, Dean E. Feyma, Steven J. Heilig, and Elaine M. Yorkgillis

Title: METHOD FOR MEASURING STRESS LEVELS IN POLYMERIC COMPOSITIONS

1. ☒ Enclosed is a copy of the oath or declaration filed in the prior application.
2. ☐ Enclosed is a newly executed oath or declaration.
3. ☒ Enclosed is a copy of the specification as filed in the prior application.
4. ☐ Enclosed is a new specification.
5. ☐ Enclosed are sheet(s) of drawings.
6. ☒ The entire disclosure of the prior application is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein. (not applicable for CIP)
7. ☒ Please amend the specification by inserting before the first line the sentence:
 This is a divisional of Application No. 08/832,652 filed April 4, 1997.
8. ☒ Please cancel claims 1-32, 34-36.
9. ☐ A preliminary amendment is enclosed.
10. ☐ This application is being filed by less than all the inventors named in the prior application. Please delete the names of the following person(s) who are not inventors of the invention being claimed in this application:

The fee for filing the application is computed as follows:

Claims As Filed, After Accounting For Any Claims Canceled Or Added In Paragraphs 8 Or 9 Above				
(1) For	(2) Number Filed	(3) Number Extra	(4) Rate	(5) Basic Fee
				\$760
Total Claims	1 -20 =	0	x \$18.	\$0
Independent Claims	1 -3 =	0	x \$78.	\$0
Additional fee for filing one or more multiple dependent claims			\$260.	\$0
Total Filing Fee Due →				\$760

Form 105a: Application Of Craig S. Chamberlain, et al.
Application File Number 53321USA9B Serial No. 09/358,738
File Number Titled METHOD FOR MEASURING STRESS LEVELS IN
POLYMERIC COMPOSITIONS
Title Pages of Specification (including Claims and Abstract)
No. of Claims
☐ Declaration ☐ Sheets of Drawings
Pages Of ☐ Assign.
Amount charged to Deposit Account \$-0- ☒ Certif. of Mailing
Attorney (Initials) BES/jmc Date 9/2/99
Express Mail No. PATENT & TRADEMARK OFFICE
Enclosures: Reply to "Notice to File Missing Parts of Application";
Copy of "Notice to File Missing Parts of Application"; Copy of
7/21/99 postcard stamped by the PTO; Copy of 7/21/99 Transmittal
of Continuing Patent Application - Rule 1.53(b); and Copy of
Declaration

Form 1082 Application Of Craig S. Chamberlain, et al.

Application File Number 53321USA9B Serial No.

File Name Titled METHOD FOR MEASURING STRESS LEVELS IN
POLYMERIC COMPOSITIONS

Title Pages of Specification (including Claims and Abstract) 70

No. of Claims 1 Sheets of Drawings 16

Pages Of ☒ Declaration ☒ Assign. ☒ Certif. of Mailing

Amount charged to Deposit Account \$760

Attorney (Initials) BES/jmc Date 7/21/99

Express Mail No.: EM164711686US

Drift Incl Enclosures: Transmittal of Continuing Patent Application - Rule

Attorney 1.53(b)

1c511 U.S. PTO
09/358738
07/21/99

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